

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

V.

LORRAINE HENDERSON,

Defendant.

CRIMINAL NO. 09-10028-DPW

GOVERNMENT'S SUPPLEMENTAL REQUEST FOR JURY INSTRUCTIONS

1. To “encourage” means to knowingly instigate, to incite to action, to give courage to, to inspirit, to embolden, to raise confidence, to help, to forward, and/or to advise. To “induce” means to knowingly bring on or about, to affect, cause to influence an act or course of conduct, lead by persuasion or reasoning, incite by motives, and/or to prevail on. United States v. Lopez, 590 F.3d 1238, 1247, 1248-1249 (11th Cir. 2009); United States v. He, 245 F.3d 954, 959-960 (7th Cir. 2001).

2. In general, it is unlawful for a person to hire or to recruit for employment in the United States an alien knowing the alien is an unauthorized alien. 8 U.S.C. §1324a(a)(1)(A). It is also unlawful for a person, after hiring an alien for employment, to continue to employ the alien in the United States knowing the alien is an unauthorized alien. 8 U.S.C. §1324a(a)(2). Thus, if you find that the defendant knew that Fabiana Bitencourt was an illegal alien, then it was unlawful for her to continue to employ her as a cleaning lady. See Gray v. City of Valley Park, Missouri, 2008 WL 294294(E.D. Mo. 2008).

Respectfully submitted,

CARMEN M. ORTIZ
United States Attorney

By: /s/ Diane C. Freniere
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Date: March 22, 2010

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/s/ Diane C. Freniere

Diane C. Freniere

Assistant United States Attorney